

AT SCHMIDT TRIAL, SHE'S CAST ASIDE

Young Woman Hysterical
as Fiance Demands En-
gagement Ring.

ANOTHER GIRL FAINTS IN COURT

Revives Soon After Being Carried
Out—Alienists Tell of Slay-
er's Dementia Præcox.

Two of the score or so of women who have been in constant attendance at the trial of Hans Schmidt, the slayer of Anna Ammiller, who leaned forward in their seats when the most revolting details of Schmidt's abnormal life were related by the alienists for the defence, met with mishaps yesterday.

One young woman was discovered in the courtroom by her fiancé. She went out with him. As soon as they reached the corridor he said:

"Helen, you've deceived me. You told me you were not attending this trial. Our engagement is broken off. Give me back the ring. A woman who'll listen to the filth brought out in this case is not a fit wife for any man."

The young woman became hysterical, but insisted she had done no wrong. However, her fiancé, a well-dressed young man, was obdurate.

The other was a mere girl in her teens, who was one of a group of young women, familiar figures around the Criminal Court Building, and had been in the courtroom since the trial started.

While Dr. Smith Ely Jelliffe, one of the alienists for the defence, was relating some acts which Schmidt said he had done, the girl fainted. The man who brought her in, and who always disports a pink carnation in his coat, in contrast with his white hair, was not present. Court attendants took her outside, where she was revived by a physician.

All four alienists of the defence were on the stand at yesterday's session of the trial, and each said that the slayer of Anna Ammiller was suffering from dementia præcox, of a paranoiac form, with homicidal mania. Each told practically the same story, and none of them had any too pleasant a time under the cross-examination of Assistant District Attorney James M. Delehanty. Direct examination of Dr. Minos Gregory was under way last night when court adjourned.

One damning bit of evidence to the defence was introduced by Mr. Delehanty while Dr. Jelliffe was on the stand. This was a letter written by Schmidt on October 25, six weeks after his arrest, at a time when he was giving all sorts of wild stories to the alienists.

The letter was to his "counterfeiting" accomplice, "Dr. A. Muret, the bogus dentist." It was written in clear, concise and succinct phrases. It told Muret to cheer up, because the writer had a few days before his arrest "destroyed evidence harmful to you and me."

Dr. Henry Cotton, of the New Jersey State Hospital for the Insane, at Trenton, had the most grilling experience at the hands of Mr. Delehanty, despite the efforts of W. M. K. Olcott, of the defence, to save him.

Mr. Delehanty showed the witness several articles that he had written dealing with nervous disorders, and particularly dementia præcox. These, Mr. Delehanty sought to show the jury, contained views at variance with those held by the witness at the present time.

Another point scored by the prosecution while Dr. Cotton was a witness came in the form of an admission, on cross-examination, that Schmidt answered all questions relevantly except the questions relating directly to the actual murder. When asked such questions Schmidt always went off at a tangent.

Dr. William A. White, of the government's hospital for the insane, near Washington, like the other alienists, said Schmidt was suffering from an insanity that began when he was young, and that it was incurable.

WOULD STAY SHIP BILL

Representatives of Steamships
Fear Blow to Commerce.

Representatives of ocean steamship lines in New York at a meeting yesterday favored the suggestion of President Wilson in his recent message to Congress, that legislation to regulate the status of seamen and allied subjects should await the result of the international conference for the promotion of safety at sea. The subject is at present being discussed at a meeting of steamship officials in London.

A bill, prepared at the instance of members of the Seamen's Union, is now pending in Congress. The measure has passed the Senate, but steamship men say this bill fails to accomplish the purpose of increasing the safety of ocean travel. It is said to discriminate unjustly against certain classes among steamship crews and inflict needless loss and hardship on trade and commerce.

"We all agree," said Paul Gotthell, chairman, at the meeting yesterday, "to adopt and carry into effect any practical method of securing the utmost efficiency. Such legislation, however, should be well considered. It is all important that the laws of all maritime nations should be in accord, and it would seem best to await the results of deliberations now under way before committing this country to ill-considered and impracticable legislation."

ASYLUM TAXES INVOLVED

Legislators Seek to Know Why
Bloomingdale Is Exempt.

A joint committee of the Senate and Assembly met at White Plains yesterday and took testimony to find out why the Bloomingdale Asylum property is exempted from taxation, although the holdings are worth close to \$4,000,000.

The committee is made up of Senator J. Healy, of New Rochelle, chairman; Senator John D. Silvers, of Orange County; Assemblyman Tracy P. Madden, of Yonkers; and Assemblyman McDonald, of Franklin County. It is maintained that the hospital is not a charitable institution, and that it should pay taxes. The property is owned by the Society of the New York Hospital.

The only testimony taken was that of Asessor Rosch, who presented the assessment maps and showed the asylum property was exempted for \$3,500,000.

Senator Healy said the committee would merely pass on the question as to whether or not the institution and the holdings of the society were properly exempted.

PIGS WON'T BE SALAMANDERS; LOOSE, MAKE TOWN SQUEAL

400 Porkers Break Out of Burning Pen and Make Arlington
Residents Root for Safety—Persons with Shotguns
and Christmas Appetites Philosophical.

[From The Tribune Correspondent.]

North Arlington, N. J., Dec. 23.—Prior to ten minutes after midnight Monday 400 big and little pigs were immured in Barnard & Eckhardt's covered pen on Schuyler avenue, content to remain there as long as life lasted.

At the moment hereinabove referred to fire gripped the frame building, consumed its walls and gave exit to the pigs hereinabove mentioned.

Nearly the home of Henry Rodenburg, water purveyor, and wealthy. He and Mrs. Rodenburg were giving a reception, which came to a halt when one of the guests saw the flames and suggested that it would be "good sport" to run out and gaze at the fire. All the other guests were of similar thought, so out they went.

The pigs, exhilarated by their freedom, had become careless in their choice of highways and byways, and they swept along in the direction of the Rodenburg home. Therefore, but a few minutes elapsed before they took a deep interest in the Rodenburg guests and the Rodenburg guests in them. From the various outbursts that followed it was safe to guess that trouble was in the making, for with every squeal came a scream. All of the women were knocked down, and a great majority of the men. Wonderful gowns were soon covered with mud, and beautiful white shirts so adorned with hoof prints that they resembled the results of a finger print test. Evening clothes changed to mourning clothes.

It is not to be understood that the pigs were at all disturbed. Victory theirs, they continued on their way, with employees of Barnard & Eckhardt in feverish pursuit.

Some hours later one hundred of the porkers were taken into custody, but the others had sought cover. They remained hidden until late yesterday morning.

The police arrested Ralph Fern, fourteen, and Peter Morrell, fifteen, on suspicion of having set fire to the pig-pen. The boys deny it.

SPREE AGAIN PUTS LEECHAN IN JAIL

Has Argument with Wife at
White Plains, Gets Drunk and
Spurns Farm Offer.

William J. Leechan, recently acquitted of the murder of Mrs. Caroline Turner, and who upon his arrival here Monday was arrested for being drunk, is now locked up in the White Plains jail.

Leechan, after being discharged from the West Side court, started for White Plains. At 2:30 o'clock yesterday morning he tried to get into the apartment of his wife, at No. 8 South Lexington avenue, White Plains, but was shoed away. Later in the day he had another interview with his wife.

"You don't want to be parted from me, do you?" he said to her. She replied: "You promised you wouldn't drink any more after the jury found you not guilty. I will not live with you until you make a man of yourself. You must go away and prepare a good home for me."

Leechan visited half a dozen saloons in White Plains and drank considerable whiskey. When his uncle, Daniel Leechan, of Manchester, N. H., arrived in White Plains yesterday afternoon for the purpose of taking William to his New Hampshire farm, Leechan balked and made a scene.

"I am a free American citizen. I will not go on any farm. Somebody is trying to steal my wife away from me," he shouted. He refused to be quieted, and the police were called to restrain him.

He was then locked up in the county jail on the charge of being drunk and disorderly.

"This is a frame-up, the same as the murder charge was against me," said Leechan. "I am going to ferret this whole thing out and find out the guilty parties."

He will be arraigned before Judge Lamb this morning.

MUST PAY STATE \$108,500

Ex-County Clerk of Westches-
ter Loses Suit for Fees.

Leslie Sutherland, former County Clerk of Westchester, who was sued by the State of New York for fees that he claimed he had no legal right to collect, will have to pay back about \$108,500. The profits of the office for six years under Sutherland were about \$60,000, so that when the judgment is filed next month by the Attorney General against Mr. Sutherland it will wipe out all the fees which he collected and leave him to pay costs, legal fees and interest amounting to about \$48,000.

As Sutherland received no salary and collected the fees for his services, the same as other clerks for half a century had done, he will be without any compensation for the years he was in office. It is now said that an effort will be made by the board of supervisors to try to reimburse Sutherland for the term he held office when the judgment is satisfied. Sutherland is now the manager of the Yonkers Railroad Company and for years was Republican leader of Yonkers.

NEW RECTOR'S IS OPENED

Big Restaurant Is Refitted at
Cost of \$150,000.

The new Rector's has opened. At the housewarming last night the fatted calf was brought forth and the players of the lute, the harp, the dulcimer and all other kinds of music were summoned to introduce the first guests to the resources of the new establishment.

The management has invested \$150,000 in refitting the restaurant on Broadway and 48th street with a Parisian grill, a main dining room decorated in rose, gold and ivory, and containing a large cabaret stage, and on the second floor a café ballroom. The style of the restaurant is Louis XVI, but the spirit is twentieth century.

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JOY AND GLOOM IN NIGHT COURT

Alleged Shoplifters, Who
Hid Faces in Muffs, Free
for Christmas.

"RESTITUTION;
NO PROSECUTION"

Meanwhile Other Unfortunates,
Who Didn't Steal, Remain
in the Shadow.

"Accused Women Conceal Names."—
Headline.

They also concealed their faces. About one second after the two women accused of shoplifting in a department store appeared before the bar of justice twelve or twenty negro women and girls appeared before the same bar. It seemed they had evidently appeared before other bars, or at least at the family entrances.

Without exception, Magistrate Murphy asked them about their former conduct, and he put it in unmistakable terms. Most of them he mercifully dismissed. Some of them he held. Some of them will not spend Christmas at home—if they have any home.

But how did those "Western" women get away with their names concealed? It was said that they had employed former Senator Spooner, of Wisconsin. He was employed to defend them in the Jefferson Market night court. He did not appear. The women did appear. That is, part of them appeared. They held large muffs in front of their faces, so their faces did not appear.

A representative of a man who said on the witness stand—It is necessary here to give the common people an idea of the oath administered in the night court. To better explain it, the usual oath administered in courts is: "You swear to tell the truth, the whole truth and nothing but the truth." That's what you swore when you were on the witness stand, according to lots of authorities. These women from the "West" did not swear that.

The court said: "Is that true?" Lots of other cases were called. Many times the court asked: "Do you do your own cooking in your own rooms?" "Sit down out there and wait a while," the court said to those who admitted that they worked.

Those poor women had to wait—every one of them. They were called later, and apparently, most of them received complete justice, except that they had to stay there while the women from the "West" went to the front.

Those women from the "West," it was said, smilingly held their expensive muffs to their faces to avoid being recognized. "They have made restitution and there will be no prosecution," said a representative of the store.

These women, who gave their names as Mrs. Alice Benson and Miss Edith Benson, alleging that they were mother and daughter, were arrested in a Fifth avenue department store.

The other girls and women, who couldn't or didn't make "restitution," were not free this morning. They did not steal and were not charged with stealing anything from a department store.

When you received a letter from the Forest saying it would be possible to communicate by telephone from New York across the Atlantic did you believe it?" "I had implicit faith in him," said the witness.

Smith gave as his reason for resigning from the company that the assets were being wasted, particularly in building a tower at Albany.

"The extravagance of the Radio company was so great I could not stand it," he said.

One of the witnesses, an inventor, testified that he knew of no infringement by the Radio company on others' patents.

COCAINE AND PRISON
CAUSE AND EFFECT

Once Prosperous Man, Now a
Drug User, Sentenced for Hav-
ing Poison in Possession.

As "Arthur B. Clifford" a man who is said to be Clifford B. Osborn, living at No. 13 Richmond avenue, Arden, Staten Island, was convicted in Special Session yesterday of the illegal possession of cocaine. He was found guilty under the misdemeanor section of the law which The Tribune was instrumental in passing last spring.

The prisoner is about forty years old. Although his sagging features and hopeless air caused Justice McInerney in passing sentence to refer to him as "a pitiful sight," he showed the remnants of good breeding. He is said to be of New England birth and to have inherited a comfortable fortune. He said he was secretary of a Western publishing company and had formerly been a mining broker.

Fifteen years ago, he said, while he was in Denver, there was a fire, in which his wife died and he himself was painfully burned. While in the hospital he acquired the morphine habit. Later he turned to cocaine. His second wife, who had been a trained nurse, died of heart break from the habit, he said, and his family spent thousands of dollars to the same end.

He was arrested on December 6 in a raid on a house in West 26th street. He said that he had gone there to redeem a fountain pen he had traded for cocaine.

He was sentenced to three months in the penitentiary.

Woman Makes Death Leap.

Anna Schaefer, a servant employed by Joseph Skelny, a clothing dealer, jumped yesterday from a window on the ninth floor of the Central Park View apartment, No. 2 West 86th street. She was killed.

JUDGE HOLT MAY RETIRE

Reaches Age Limit Dec. 31—
Elkus Likely to Get Place.

Judge George C. Holt, of the United States District Court, who will reach the age limit on December 31, will be eligible for retirement when able to clear up the cases pending before him, which will be about January 15.

Although only ten years on the federal bench, Judge Holt is the senior district judge. Before his appointment by President Roosevelt on April 5, 1900, Judge Holt was a referee in bankruptcy. Abram I. Elkus, a personal friend of President Wilson, is likely to be Judge Holt's successor.

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Swindler, It Is Alleged, Put
False Entries on
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SAY FRAUD COVERED
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Many Prisoners Will Tell of
Daily Diet of Blows, and
Kicks Dealt Them.

By the testimony of George L. Lewis, who will be brought down from Sing Sing to-day on a writ of habeas corpus and testificandum, the District Attorney hopes to bare the methods of penitentiary grafters.

Lewis, who was sent to Sing Sing for grand larceny, served a term in the penitentiary last year. While there he was put to work on the books. He is said to have made false entries in the books at the direction of officials. He has expressed his willingness to aid in the inquiry into conditions on Blackwell's Island, and will go over his memoranda thoroughly with Joseph Du Vivier, Assistant District Attorney, before the grand jury meets on Monday.

Lewis has been convicted several times of swindling, and his skill at figures resulted in his being drafted as bookkeeper on his arrival at the penitentiary. His last conviction, a few weeks ago, was the result of withholding part of the money he received for an automobile belonging to Mrs. George H. Barrett. His counsel produced poems which Mrs. Barrett sent to him.

The investigation of alleged abuses will be prosecuted vigorously, and it is thought that if the alleged corrupt officials are removed brutality on the part of keepers will cease. More instances of prisoners who suffered at the hands of keepers were brought to Mr. Du Vivier's attention yesterday. It was said that in many instances complaint had been made to Warden Patrick Hayes, and that in a few instances keepers had been brought up on charges before Commissioner Whitney. The charges were dismissed in every instance.

The reason for the dismissal of the charges is said to have been that the prisoners, who of necessity were complainants, were in a state of abject terror by the time the cases came up before the Commissioner.

The cases of four prisoners, who are said to have been abused within the last few months, were called to Mr. Du Vivier's attention yesterday. One was a young fellow who was slow with his washing in the morning. The keeper, who stood near him, ordered him to hurry up, and because he thought the job was still too slow is alleged to have struck the prisoner with a club. The prisoner turned to a deputy warden.

"Do you think that was right?" he is said to have asked. With the deputy warden looking on it is said that the keeper struck the prisoner another hard blow as a lesson not to "sneak."

Another prisoner is said to have been struck with a club because he dropped his bread while at dinner and leaned over to pick it up. A prisoner, who was on his way to the "cells" between two keepers is said to have been stunned by a blow from one of them delivered without the slightest provocation. It was not at all unusual, it is said, for a final kick to be administered as the prisoner was put into his cell.

Mr. Du Vivier has the names not only of the prisoners who are said to have been beaten, but also of the keepers who struck them and of the deputy wardens to whom unavailing complaints were made.

MONEY FLEW BY WIRELESS

Radio Defendant Tells of Ex-
travagance of Company.

James Dunlop Smith, who, with Lee De Forest, Elmer E. Burlingame and Samuel E. Darby, is on trial in the Federal District Court on a charge of using the mails to defraud investors into purchasing stock in the Radio-Telephone Company, told his story on the witness stand yesterday.

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